

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION

PERSONAL AUDIO, LLC,

Plaintiff,

v.

TOGI ENTERTAINMENT, INC.,

Defendant.

Case No. 2:13-cv-00013-JRG-RSP

LEAD CASE

PERSONAL AUDIO, LLC,

Plaintiff,

v.

CBS CORPORATION,

Defendant.

Case No. 2:13-cv-00270-JRG-RSP

PERSONAL AUDIO, LLC,

Plaintiff,

v.

NBCUNIVERSAL MEDIA, LLC,

Defendant.

Case No. 2:13-cv-00270-JRG-RSP

**UNOPPOSED MOTION FOR EXTENSION OF TIME TO FILE A RESPONSE TO  
PLAINTIFF'S MOTION TO DISMISS DEFENDANTS' AFFIRMATIVE DEFENSES  
AND COUNTERCLAIMS FOR FAILURE TO STATE A  
CLAIM UPON WHICH RELIEF CAN BE GRANTED**

Defendants CBS Corporation and NBCUniversal Media, LLC (collectively “Defendants”) file this Unopposed Motion for Extension of Time to File a Response to Plaintiff Personal Audio, LLC’s (“Plaintiff”) Motion to Dismiss Defendants’ Affirmative Defenses and

Counterclaims for Failure to State a Claim Upon Which Relief Can Be Granted (“Motion to Dismiss”).

Defendants have requested, and Plaintiff has agreed, to an extension of Defendants’ time to respond to the Motion to Dismiss up to and including August 12, 2013. A proposed Order granting this unopposed motion is attached hereto.

WHEREFORE, PREMISES CONSIDERED, Defendants respectfully move the Court to extend the deadline for Defendants’ to respond to Plaintiff’s Motion to Dismiss up to and including August 12, 2013.

Dated: August 7, 2013

Respectfully submitted,

*/s/ Jennifer Parker Ainsworth*

Jennifer Parker Ainsworth

Texas State Bar No. 00784720

[jainsworth@wilsonlawfirm.com](mailto:jainsworth@wilsonlawfirm.com)

WILSON, ROBERTSON & CORNELIUS, P.C.

One American Center

909 ESE Loop 323, Suite 400

Tyler, TX 75701

(903) 509-5000 (telephone)

(903) 509-5092 (facsimile)

Steven Lieberman

[sieberman@rothwellfigg.com](mailto:sieberman@rothwellfigg.com)

Sharon L. Davis

[sdavis@rothwellfigg.com](mailto:sdavis@rothwellfigg.com)

Brian S. Rosenbloom

[brosenbloom@rothwellfigg.com](mailto:brosenbloom@rothwellfigg.com)

ROTHWELL, FIGG, ERNST & MANBECK, PC

607 14th Street, N.W., Suite 800

Washington, DC 20005

(202) 783-6040 (telephone)

(202) 783-6031 (facsimile)

*Attorneys for Defendants*

*CBS Corporation and*

*NBCUniversal Media, LLC*

**CERTIFICATE OF SERVICE**

The undersigned certifies that the foregoing document was filed electronically in compliance with Local Rule CV-5(a). As such, this motion was served on all counsel who have consented to electronic service, Local Rule CV-5(a)(3), on this the 7<sup>th</sup> day of August, 2013.

*/s/ Jennifer P. Ainsworth*  
Jennifer P. Ainsworth

**CERTIFICATE OF CONFERENCE**

This is to certify that counsel for Defendants CBS Corporation and NBCUniversal Media, LLC has conferred with Plaintiff's counsel concerning this motion and they do not oppose the motion.

*/s/ Jennifer P. Ainsworth*  
Jennifer P. Ainsworth